

STATE OF CALIFORNIA  
PEACE OFFICER STANDARDS AND TRAINING  
**POST COMMISSION**  
**FINANCE COMMITTEE MEETING**



TIME: 10:00 a.m.

DATE: Wednesday, February 24, 2016

PLACE: Museum of Tolerance  
(Simon Wiesenthal Center)  
9786 W. Pico Boulevard  
Los Angeles, California



REPORTER'S TRANSCRIPT OF PROCEEDINGS



Reported by:

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California Certified Shorthand Reporter #6949

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A P P E A R A N C E S

POST COMMISSION FINANCE COMMITTEE MEMBERS PRESENT

PETER KURYLOWICZ, JR.  
(*Finance Committee Chair*)  
Deputy Sheriff  
Riverside County Sheriff's Department

SANDRA HUTCHENS  
Sheriff-Coroner  
Orange County

LAREN LEICHLITER  
Sheriff  
San Bernardino County Sheriff's Department

SYLVIA MOIR  
Chief  
El Cerrito Police Department

BATINE RAMIREZ  
Deputy Sheriff  
Placer County Sheriff's Department



POST STAFF PRESENT

(*participating staff*)

ROBERT STRESAK  
Executive Director  
Executive Office

DAVID CORNEJO  
Assistant Executive Director  
(*Administrative Services Division*)  
Executive Office

CONNIE PAOLI  
Administrative Assistant to the Director  
Executive Office



A P P E A R A N C E S

ALSO PRESENT

RABBI MEYER H. MAY  
Executive Director  
Simon Wiesenthal Center and Museums of Tolerance  
(Welcome address)



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**POST Finance Committee Meeting, February 24, 2016**

**Wednesday, February 24, 2016, 10:00 a.m.**

**Los Angeles, California**



COMMITTEE CHAIR KURYLOWICZ: Welcome, ladies and gentlemen, to the POST Finance Committee meeting.

Thank you all for being here today.

Before we start our Finance meeting, I have Rabbi May who would like to say a few words.

Sir?

RABBI MAY: Good morning, everyone.

*(Chorus of "good mornings.")*

RABBI MAY: First of all, it's a pleasure to host you, Bob, and the commissioners, and all of you who are here today, to the Museum of Tolerance, the Simon Wiesenthal Center.

I know that you are in good hands with the staff of the Wiesenthal Center. Liebe Geft, who was here a minute ago, the director -- there she is -- director extraordinaire. I call Liebe Geft, "Lady" -- with a capital L. And as you will see from the time that you are here, you will get to know her. And Mark Katrikh and his staff over here. And we very much appreciate that you took the opportunity to be here today.

Usually, when a rabbi is asked to speak, people get nervous because they speak long. And, of course, they

1 always talk about the fact that orthodox rabbis speak  
2 longer, and that's because they walk to the synagogue  
3 and prepare their speeches while they're walking. And  
4 if that live far away from the synagogue, the speech is  
5 appropriately longer.

6 So the good news is, I had no traffic today. I was  
7 here very quickly in the morning. I am not going to  
8 speak too much.

9 I just want to say, it's fantastic to have a  
10 partnership with POST. I think it's one of our favorite  
11 partnerships, if not our favorite partnership in our  
12 police training.

13 We have numerous partnerships. We are now training  
14 the NYPD, New York Corrections in our New York facility.  
15 We trained, I think, almost 48 states. I think we're at  
16 48 states of the union as part of our BJA relationship.  
17 But I would say if I had to reflect on the relationship  
18 that's really been almost as long as a marriage -- I'm  
19 married 43 years, so I understand what that means --  
20 this is an extraordinary partnership. And we are so  
21 grateful for the cooperation that POST has given us. We  
22 are delighted to be team members of yours; and we hope  
23 that this will continue for many more years to come.

24 So I'd like to welcome you and wish you a great and  
25 productive day.

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1           Thank you, Bob, for allowing me to say a few words.  
2           And go ahead and enjoy your two days while you're  
3 here.

4           Thank you.

5           EXECUTIVE DIRECTOR STRESAK: Well, thank you, Rabbi.  
6           *(Applause)*

7           EXECUTIVE DIRECTOR STRESAK: I, too, just want to  
8 express my appreciation on behalf of the Commission for  
9 opening your doors to this esteemed institute.

10          Now, more than ever, what you provide in terms of  
11 training to not only the public, but law enforcement,  
12 is critical. And as we were just talking, our  
13 relationship has gone on for 20 years. And we hope that  
14 it continues; and we wish you every success in this  
15 relationship and every success as we move forward with  
16 training law enforcement.

17          So thank you very much.

18          COMMITTEE CHAIR KURYLOWICZ: Thank you, Rabbi.

19          Okay, up next is the roll call of the Committee  
20 members.

21          MS. PAOLI: Hutchens?

22          COMMISSIONER HUTCHENS: Here.

23          MS. PAOLI: Kurylowicz?

24          COMMITTEE CHAIR KURYLOWICZ: Here.

25          MS. PAOLI: Leichliter?

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1 COMMISSIONER LEICHLITER: Here.

2 MS. PAOLI: McDonnell?

3 *(No response)*

4 MS. PAOLI: Moir?

5 COMMISSIONER MOIR: Here.

6 MS. PAOLI: Ramirez?

7 COMMISSIONER RAMIREZ: Here.

8 COMMITTEE CHAIR KURYLOWICZ: Thank you.

9 Up next, is the approval of the action summary  
10 and minutes of the previous Finance Committee.

11 The action summary happened on October 21<sup>st</sup>, 2015;  
12 and the meeting minutes, October -- hey, that's pretty  
13 good, projecting in the future there -- October 21<sup>st</sup>,  
14 2016, so we need to make a correction on that.

15 If the Finance Committee concurs, the appropriate  
16 action would be a motion to approve the action summary  
17 and meeting minutes from the last Finance meeting.

18 COMMISSIONER HUTCHENS: Motion. Hutchens.

19 COMMISSIONER MOIR: Second. Moir.

20 COMMITTEE CHAIR KURYLOWICZ: Thank you.

21 Any questions? Comments? Concerns?

22 *(No response)*

23 COMMITTEE CHAIR KURYLOWICZ: Okay, all in favor?

24 *(A chorus of "ayes" was heard.)*

25 COMMITTEE CHAIR KURYLOWICZ: Any opposed?



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1           (No response)

2           COMMITTEE CHAIR KURYLOWICZ: Any abstentions?

3           (No response)

4           COMMITTEE CHAIR KURYLOWICZ: Motion carries.

5           We have a Report on Expenditures for Fiscal Year  
6           2015-16.

7           The POST Commission receives monthly updates from  
8           the State Controller's Office on expenditures and  
9           remaining allocation balances. This report notates  
10          expenditures through December 31<sup>st</sup> of 2015.

11          David?

12          MR. CORNEJO: Thank you.

13          Mr. Chair, Members of the Finance Committee, Dave  
14          Cornejo, POST staff.

15          Item 2 is the current-year expenditure report. And  
16          there are a couple of items I'd like to highlight on this  
17          report.

18          First of all, for our support budget, we have  
19          expended about 55 percent of our current-year budget.  
20          Our support budget funds our positions, our paper, our  
21          pencils -- pretty much everything outside of training  
22          contracts and the training reimbursements.

23          So right now, that \$9.4 million represents both  
24          expenses and encumbrances. And so it would include a lot  
25          of obligations that we have as a department, in our

1 contracts; although those expenses have not yet been  
2 incurred. So it's absolutely normal at this time of year  
3 to be having spent 55 percent, given the fact that many  
4 of the encumbrances that are included in that amount are  
5 yet to come to fruition and may, in fact, not be  
6 expended.

7 Under "Training Contracts," it again shows that  
8 we've spent 80 percent. And so Training Contracts, in  
9 the beginning of the year, we fully obligate our  
10 contracts. And so when we start the year, you'll  
11 normally see, by the end of August, we will have already  
12 obligated 70 percent or so. So as of December 31<sup>st</sup>, we  
13 had already obligated about \$14.7 million, which is about  
14 track with previous years.

15 And we're not sure yet, depending on what other  
16 training contracts come in, whether or not we'll fully  
17 expend the 18.6. But we are already at 80 percent  
18 obligated right now.

19 Under "Training Reimbursements," we've only spent  
20 about 40 percent. And that's because in the beginning  
21 of this fiscal year, a couple of our accounting staff  
22 were redirected during the summer; and so we haven't  
23 spent as much.

24 We also had \$3.2 million in the previous year in  
25 General Fund dollars. We were given the opportunity to

1 hit those dollars first. So a lot of the reimbursements  
2 that we paid in the first six months of this fiscal year  
3 actually got charged back to the \$3 million from last  
4 year. So we'll know a little bit more in the next couple  
5 of months; but we are at 40 percent right now.

6 Under the "Museum of Tolerance," as is typical, we  
7 fully obligate the entire \$1.5 million contract with the  
8 Museum of Tolerance. And then under "Reimbursement,"  
9 and those are law-enforcement individuals attending the  
10 Museum of Tolerance training, we have expended  
11 30 percent.

12 There's a lag when it comes to reimbursements. So  
13 what happens, often, is some of the law-enforcement  
14 agencies may not actually submit their reimbursement  
15 requests for six months, nine months, et cetera. So we  
16 probably will spend about \$400,000 of reimbursements  
17 under that.

18 And then finally, we have a \$1.9 million  
19 reimbursement budget; and that's empty authority.  
20 Whenever we have contracts with other agencies, and  
21 they're going to pay us for reimbursement functions, we  
22 are allowed to spend up to the amount of anticipated  
23 receipts. So it's still a possibility that we might have  
24 some reimbursement contracts this year. But under the  
25 Budget Act, we are allowed to expend \$1.9 million without

1 having to go out externally for additional reimbursement  
2 authority.

3 That completes my report on Item 2.

4 Are there any questions?

5 *(No response)*

6 MR. CORNEJO: Okay, seeing no questions, I'm going  
7 to move on to Item 3.

8 Item 3 represents our personnel authority for POST  
9 for the current year. As many of you know, we lost  
10 five positions in 2015-16 compared to the 2014-15  
11 budget; so our authorized position is 118. Although  
12 our authorized authority is 118, nothing precludes the  
13 Department from hiring additional retired annuitants  
14 to assist us with any staff workload that we have.

15 In the past, although we had authority for  
16 123 positions, please keep in mind that POST is a  
17 program budget, not a traditional category budget.  
18 Hence, unlike CAL FIRE and Energy and some State  
19 departments where you're not allowed to use OE&E dollars  
20 for staffing, POST is a program budget. We are held  
21 accountable based on how much money we have for each of  
22 our programs. So we have so much for peace-officer  
23 training, so much for standards, et cetera. So if we  
24 choose, as a department, to overspend personal services  
25 and underspend operating, it's perfectly fine.

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1 Are there any questions on Item 3?

2 Yes, Sandra -- Commissioner Hutchens?

3 COMMISSIONER HUTCHENS: Yes. I have a question.

4 I see we have 118 authorized positions. How many  
5 of those are filled?

6 MR. CORNEJO: Okay, so currently, in January, we  
7 have quite a bit of vacancies. The majority of those  
8 are being advertised.

9 I'm going to guess about -- we have, right now,  
10 probably about ten vacancies; but we have a whole bunch  
11 of positions that are being advertised right now.

12 We just went out with an exam. This last week,  
13 we interviewed law-enforcement consultant I's and II's.  
14 While we speak, those results are being sent out to the  
15 candidates, and we hope to be doing interviews in March  
16 to fill our law-enforcement consultant vacancies.

17 So we're in a good position to fill those. And  
18 we're very proactive in the beginning of the fiscal year  
19 to tighten our belts. And so we should be able to fill  
20 all of the law-enforcement consultant positions. We  
21 are looking at some of the other non-law-enforcement  
22 consultant positions to see how best those can be used.

23 COMMISSIONER HUTCHENS: Thank you.

24 COMMISSIONER MOIR: I have two questions. One,  
25 perhaps for you, and for our esteemed Executive Director.

1           So for you, what have we traditionally done with  
2 salary savings?

3           MR. CORNEJO: So if there was any salary savings --  
4 that's a great question. Having been here seven months,  
5 I don't know if there's ever been any salary savings.  
6 Maybe the Executive Director can talk about the last  
7 couple years. I don't know if we actually had any  
8 last year.

9           EXECUTIVE DIRECTOR STRESAK: Commissioner, that is  
10 a good question.

11           My understanding is, in the past, with salary  
12 savings, they have reverted back to our administrative  
13 budget within a time constraint. As you know, the State  
14 allows us to carry a vacancy up to six months. And then  
15 there's fiscal implications for that.

16           And, Commissioner Hutchens, I'd like to talk to you  
17 about the other vacancies. One factor we continually  
18 struggle with -- and which will come as no surprise to  
19 you -- is that on our technical side, trying to compete  
20 with private industry, with salaries, has always been  
21 a challenge. So we have people that leave for greener  
22 pastures, and then we try to recruit and fill those  
23 vacancies with that kind of competition. And it does  
24 drag on the process sometimes; and we end up in some  
25 protracted efforts to fill some of our vacancies.

1           COMMISSIONER MOIR: I think that really lays a  
2 nice foundation for my next question, which we've had  
3 this conversation before, about how we conduct salary  
4 surveys; how we, as POST, examine a job classification,  
5 compared to those across the state, and the state  
6 classification -- I guess "roster" for not knowing what  
7 it's actually called -- and then examining the duties,  
8 and then examining salary commensurate with the duties.  
9 And what we have seen is that POST used to attract the  
10 best of the best in terms of salary. I think we still  
11 attract the best of the best in terms of talent and  
12 commitment to our mission and our strategic plan, and  
13 the talent in the arenas that we operate.

14           But my concern continues to be that we have seen  
15 evidence of similar classifications in another State  
16 agency, perhaps with a very similar job-classification  
17 title or maybe the same job description with a different  
18 title, and the compensation for those, that fill those  
19 roles at POST, is less than other equal State agencies.  
20 I continue to have concern about that. We've been  
21 ringing this bell for several years, and I haven't seen  
22 any significant action on that. That's not a  
23 condemnation of POST staff. I think it's a condemnation  
24 of someone other than POST staff.

25           But we need to see real traction, an actual

1 evaluation and analysis of job classifications; and to  
2 compensate POST staff commensurate with the jobs that  
3 they're doing.

4 And I would like to hear what the plan -- what we've  
5 done, what the plan is for what we're going to do, and  
6 then a time-line for when we're actually going to fulfill  
7 that.

8 EXECUTIVE DIRECTOR STRESAK: Thank you,  
9 Commissioner.

10 So point number one, when you talk about the level  
11 of commitment of our employees, that is unquestioned in  
12 terms of how hard they work and are committed to our  
13 mission. And I bring that up because the majority of  
14 the employees do not come here for the money, obviously;  
15 they come here for the commitment to the greater cause of  
16 law enforcement.

17 To address your second point is, yes, there are  
18 classifications within the State that are equal to, in  
19 terms of what our law-enforcement consultants do, but  
20 are inequitable in the responsibilities. The point being  
21 is that POST employees are charged with higher levels of  
22 responsibilities when you look at the statewide service  
23 to 600 law-enforcement agencies, et cetera, et cetera;  
24 maintaining 4,000 courses; and all those things that  
25 you're aware that we do. And that is the inequity that



1 we have continued to try to address.

2 Last year, we began efforts to do so; but it was  
3 very difficult, in light of our severe budget cut that  
4 we had taken last year. And we felt that it would not  
5 be an appropriate time to seek pay raises for employees,  
6 considering the complexities and the input from Cal HR  
7 and other entities within government. So we felt that  
8 it would not be a commendable effort at this point.

9 The fact still remains is that we deal with  
10 compaction, the fact still remains that we deal with  
11 recruitment, the fact still remains that we deal with  
12 the inequities and responsibilities with agencies that  
13 are very close to us but, you know, pay so much more.  
14 And we will continue to keep blowing on those embers when  
15 we can; and hopefully, when the time is perhaps more  
16 fertile, we'll try to pursue that more aggressively.

17 I hope that kind of answers your question as much as  
18 possible.

19 COMMISSIONER MOIR: It does, and I appreciate that.

20 I'm not ignorant enough to recognize that optics  
21 are never good when we're talking about public employee  
22 salaries; but to look at a similarly positioned POST  
23 employee fulfilling a responsibility to 37 million  
24 Americans -- or, pardon me, Californians and nearly  
25 99,000 people under POST certification, to if we compare

1       them to someone in another State entity that's doing a  
2       very similar function and the pay is so different, I find  
3       it curious.

4               I don't think we're ever going to have extremely  
5       fertile ground or fertile ground that's actually exposed  
6       to everyone; but I definitely think we have an internal  
7       responsibility that will serve the external customer,  
8       and it trickles right down into neighborhoods.

9               So I would encourage, and I recognize the optics --  
10       I encourage POST staff to have an analytical examination  
11       and to surface the realities of what we're facing at  
12       POST, and to do the right thing.

13              Thank you very much.

14              EXECUTIVE DIRECTOR STRESAK:   And if I could just  
15       add -- I appreciate that.   If I could add, in the  
16       context of the national dialogue, in the context of what  
17       I refer to as the "Ferguson dialogue," in the context of  
18       California is indicted for every incident that occurs  
19       someplace else in the nation, in the context of increased  
20       legislative demand, and in the context of community  
21       relations, et cetera, et cetera, et cetera, I agree.  
22       Now, more than ever, in order to ensure the  
23       professionalism of California law enforcement, we have  
24       to work harder to try to fill these voids.

25              And it remains challenging.   And I do -- I express

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1 serious concern of POST's ability to keep up with the  
2 ongoing increasing demands for training and for higher  
3 levels of perfection in the law-enforcement service.

4 Thank you.

5 COMMISSIONER MOIR: Thank you very much.

6 COMMISSIONER HUTCHENS: I just want to commend  
7 Commissioner Moir for her comments and her attention to  
8 this matter.

9 I concur totally. I understand the budget  
10 constraints and that the timing was not good. But I  
11 think we should push forward.

12 But my point is, we, as commissioners, need to get  
13 engaged with this, and can get engaged with this in some  
14 manner. And you need to let us know when that might be  
15 appropriate. Because coming from -- and maybe we should  
16 take this to the full Commission for discussion, but I  
17 think we have a role to play in this as well.

18 EXECUTIVE DIRECTOR STRESAK: I appreciate that.

19 Thank you.

20 COMMITTEE CHAIR KURYLOWICZ: Okay, any other  
21 comments?

22 *(No response)*

23 COMMITTEE CHAIR KURYLOWICZ: Okay, Dave?

24 MR. CORNEJO: Thank you very much.

25 If there are no other questions, then I can move on

1 to Item Number 4.

2 Item Number 4 represents our training reimbursements  
3 to date, 2015-16.

4 COMMISSIONER MOIR: Pardon me, Dave, your mike went  
5 off again.

6 They'll turn mine off, but they want to hear from  
7 you.

8 MR. CORNEJO: Okay, Item Number 4 is training  
9 reimbursements. You can see that we have now paid  
10 \$7.1 million, although we started this fiscal year kind  
11 of slow because we had funds available from the previous  
12 year that were available. So it's about 15 percent less  
13 than the prior year, 1.2 million.

14 Our authority for the current year is \$18.3 million.  
15 And we'll do our best based on the reimbursement request  
16 that we receive to get to that amount.

17 In terms of the number of trainees, you can see  
18 that the amounts represent 33,000 trainees, compared to  
19 last year at this time, we had reimbursed only 30,000  
20 trainees.

21 Are there any questions on Item 4?

22 *(No response)*

23 MR. CORNEJO: Okay, seeing none.

24 Okay, so Item 5 represents revenue, and a comparison  
25 of revenue by month. Many of our revenue sources have a

1 lag. And so you'll note that a lot of our revenue that  
2 we actually receive from the Penalty Assessment Fund  
3 comes in toward the end of the year. What will happen  
4 is, we will have earned the money, but then we do not  
5 quite physically receive it until after the year is  
6 over. Hence, you'll see that June, typically, it will  
7 show, for the previous year, 2014-15, that we received  
8 \$7.5 million; when, in fact, we probably physically only  
9 received \$3 million in June, and then it just trickles  
10 out just because of the lag. So as of right now, we are  
11 receiving about 10 percent less in 2015-16 than in the  
12 previous year. And so we have received \$8.1 million  
13 just from the Penalty Assessment Fund.

14 And then we also received dollars -- if you turn to  
15 Attachment E, we receive funds from Driver Training.  
16 And those funds are transferred to our trust fund toward  
17 the end of the year. And so, in terms of the pecking  
18 order, we kind of get those monies toward the end also --  
19 March, April, May, June. So we haven't yet had any  
20 dollars transferred from the Driver Training Penalty  
21 Fund; but we do have language in the current Budget Act,  
22 under Control section 24.1, which requires the State  
23 Controller's Office to transfer \$14 million in the  
24 current year to our trust fund.

25 Under Attachment F, we have "Other Sources" of

1 revenue that we receive; and those would include the sale  
2 of documents.

3 We receive interest income. In the past, interest  
4 income has included interest on funds that we loan  
5 temporarily to the General Fund. And it also has  
6 interest that the State Controller pays us monthly on  
7 any funds that they're holding for us. So all State  
8 special funds typically are eligible for interest income.  
9 And then we have other miscellaneous revenue that we  
10 would receive based on other kinds of requests.

11 So in the current year, it's about \$188,000 that  
12 we received. If you compare the current year, it is  
13 about \$188,000. Last year at this time, I think we  
14 received about \$160,000. So we're up about 15 percent  
15 compared to this time last year for "Other Sources."

16 Attachment G is total for all fund sources. So if  
17 you compare all the sources that we received in the  
18 current year to prior year, we're down about \$800,000,  
19 or about 10 percent. And so part of that has to do with  
20 the fact that last year, at this time, we did have some  
21 additional money coming in. I believe the General Fund  
22 paid back a million dollars to us in 2014-15. So we had  
23 that coming into the \$9.1 million. So if you take the  
24 loan repayment out, it's about a wash.

25 Now, keep in mind, we are not on target in the

1 current year to receive the funds that we were supposed  
2 to have. As many of you know, POST was supposed to  
3 receive about \$10 million in the current year due to the  
4 Traffic Amnesty Program.

5 If I may, since October 1<sup>st</sup>, when the Amnesty  
6 Program first came in, the amount of revenue that has  
7 been transferred actually has only been about \$125,000.  
8 And as you know, the first \$250,000 goes to administering  
9 the funds. So if, in fact, the current trend continued,  
10 then we might only have about \$730,000 to \$740,000 that  
11 actually would be available, less the \$250,000. In the  
12 18-month program, we would probably see only about  
13 \$490,000 through the Traffic Amnesty Program.

14 It's too early in the game right now. We don't  
15 know; but we are working with the Administration to look  
16 at what would happen in the budget year if, in fact,  
17 those dollars don't come to fruition.

18 So it's an ongoing discussion. But I would be less  
19 than forthcoming if I didn't share that with you. And  
20 I want to make sure the Commission understands that we  
21 don't -- at this point right now, we don't see a path  
22 to receiving all of the revenue in the current year that  
23 we thought we were going to be receiving.

24 COMMISSIONER MOIR: Mr. Cornejo, what was our  
25 projection?

1           As I recall, in the Amnesty Program, it was an  
2           overall \$58 million to the fund they were seeking, or  
3           50 percent of \$58 million, some enormous number.

4           MR. CORNEJO:   Yes.

5           COMMISSIONER MOIR:   And then we had done it with,  
6           I think, some real specificity, some projections, on what  
7           POST would receive?

8           MR. CORNEJO:   Yes.

9           COMMISSIONER MOIR:   Could you remind us of that?

10          MR. CORNEJO:   Yes.

11          So the Administration projected that POST's  
12          percentage -- because this Amnesty Program, I believe,  
13          we were supposed to get, like, 83 -- 87 -- I forget what  
14          the exact percentage is, but it was \$10 million.   So if  
15          the projection was that the Traffic Amnesty Program was  
16          12-or-so million, I think, yes, we were supposed to get,  
17          like, ten.

18          So normally, like last year, we received  
19          \$27 million. Given the fact that penalty funds have been  
20          decreasing for years, we would have anticipated about  
21          \$26 million. And, in fact, we anticipate twenty-five in  
22          the budget year. So if you add the 26, plus the ten, we  
23          anticipated \$36.6 million for all 12 months.

24          Right now -- and keep in mind that there is a lag --  
25          we have \$8 million -- excuse me -- plus all the other



1 sources, we have 8.2, 8.3.

2 So we're okay in the current year to pay all of our  
3 bills, our salaries, et cetera.

4 Moving forward, we want to make sure that we are  
5 able to have the funds. And if that means working with  
6 the Administration on any kind of other options, we're  
7 open to them.

8 I'm unable to share the specifics because we are  
9 in the process of the budget right now, where the  
10 Administration still hasn't decided whether or not it  
11 will go to the Legislature to make any changes to the  
12 original January 10<sup>th</sup> proposal. So until the  
13 Administration decides, we're unable to actually share  
14 any specifics until it actually goes to the Legislature.

15 So whether or not something will go forward in May,  
16 in terms of a change, we'll be discussing that at our  
17 next Commission meeting.

18 COMMISSIONER MOIR: Thank you.

19 EXECUTIVE DIRECTOR STRESAK: Commissioner, I'd like  
20 to take an opportunity to qualify the term "We're okay."  
21 Enough said about that.

22 So that does mean that we're able to maintain right  
23 now. What I failed to address in my last exchange with  
24 you, was the fact that compliance issues seem to be  
25 escalating in the state. And part of that reason is our

1 inability to keep pace.

2 And so when we talk about "We're okay," we're able  
3 to maintain, as it stands right now. But each one of  
4 these compliance issues can draw 25, 35 percent of a  
5 bureau's resources just to solve the problem for 90,  
6 120, 150 days, before we can get these things resolved,  
7 which means that other things are on hold.

8 So with that qualification, "We're okay" means we're  
9 really not that okay.

10 COMMISSIONER MOIR: Thank you.

11 I think that one of the things that we've really  
12 worked hard at is to educate about what POST actually  
13 does. And the video that was produced did a lot of  
14 that. One of the more under-the-surface things is the  
15 compliance. Our LECs go out, and they audit our  
16 functions in local police departments, local POST  
17 departments. And that is a resource that we rely on to  
18 ensure the profession of policing is not only meeting  
19 the standards as outlined by POST, but the standards  
20 expected in our communities. And without our LECs  
21 coming in and auditing our background functions and all  
22 the other functions, I think we'd see a very different  
23 California.

24 And so I think we have to continue to educate that  
25 POST is not just the basic academy, not just in-service

1 training; but the other functions that POST provides  
2 to enhance and maintain the profession of policing in  
3 California needs to be surfaced, it needs to be seen,  
4 because those are things that maintain the standard of  
5 professionalism that we have come to enjoy in California.

6 My concern is that we forget that and we have more  
7 agencies falling out of compliance -- individuals or  
8 agencies falling out of compliance; and we have to ring  
9 that bell and continue to highlight that that is an  
10 absolutely -- while unseen function of POST, it's an  
11 absolutely essential function of POST.

12 EXECUTIVE DIRECTOR STRESAK: I appreciate that.

13 And not to mention the liability that our efforts  
14 reduce to the State, the exposure to the State.

15 COMMISSIONER MOIR: No doubt, on an array of  
16 categories.

17 EXECUTIVE DIRECTOR STRESAK: Correct.

18 COMMITTEE CHAIR KURYLOWICZ: Yes, Commissioner  
19 Hutchens.

20 COMMISSIONER HUTCHENS: Mr. Chair, I couldn't agree  
21 more.

22 We can hold our heads high in the state of  
23 California because of the work that POST and POST staff  
24 has done, and the esteemed Executive Director has done.  
25 So our comparison to other areas of the country is

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1 certainly -- while we're welcome to that comparison, but  
2 I think we come out on top.

3 And so we need to continue to spread that message,  
4 the importance of POST, and why we do it so well here in  
5 California.

6 And then I had a question on the Traffic Amnesty  
7 Program. If you could refresh my memory on who came up  
8 with the estimated revenue on that at the state level.

9 EXECUTIVE DIRECTOR STRESAK: Commissioner, that was  
10 a proposal made through the Department of Finance, with  
11 strong assurances that that revenue was guaranteed. As  
12 a matter of fact, I think the term was, we were going to  
13 be guaranteed \$10 million delivered at our doorstep on  
14 July 1<sup>st</sup>. And that just has not borne out.

15 COMMISSIONER HUTCHENS: Thank you.

16 COMMISSIONER MOIR: Did they know that you moved?  
17 That POST moved? Perhaps it's on Alhambra.

18 COMMITTEE CHAIR KURYLOWICZ: Thank you,  
19 Commissioners.

20 COMMISSIONER MOIR: A fair question; right?

21 MR. CORNEJO: Thank you very much, Commissioner.

22 Okay, I'm going to proceed to Item Number 6.

23 Item Number 6 is our proposed budget. And so I want  
24 to highlight a couple of items on a positive note.

25 You're going to notice that our proposed budget for

1     2016-17 does include a couple of augmentations. And I'll  
2     be going through that later on in my -- the details in  
3     my presentation.

4             But Administration is going up because of a couple  
5     budget-change proposals that I'll be talking about.  
6     Reimbursements will be going up due to the mental-health  
7     reimbursement funding.

8             And so our total budget, you'll note, is going up.  
9     And the amount that is going to be coming out of our  
10    Peace Officer Training Fund will actually be going down,  
11    which is good for us, since the revenue will not be there  
12    to cover that. And then we'll have a new fund source,  
13    the Antiterrorism Fund. And so with that, I'm going to  
14    go through the detail on the specifics of what's included  
15    in the Jan. 10 proposal.

16            All right, so, first of all, you'll note the last  
17    ten years. Most of this presentation includes ten years  
18    of State and POST budget and expenses. And so,  
19    unfortunately, while the State of California's budget  
20    has gone up quite a bit in the last ten years -- you'll  
21    notice the \$170 billion -- you'll notice our budget has  
22    gone down. While we are unable to expend above our  
23    budget, the State of California is always able to get  
24    additional funding after the budget is released due to  
25    fires, floods, et cetera. And so they can continue to

1 grow. You'll notice that the red line will sometimes  
2 appear above the blue line on the chart above because  
3 they get additional money throughout the year.

4 So our budget will go up a little bit in 2016-17.

5 The next slide includes the narrative. And so the  
6 biggest narrative that I'd like to share with you this  
7 morning is our ability, as a department, to get  
8 assistance.

9 The Department worked hard to see if we could get  
10 new fund sources. We looked at a lot of different  
11 departments, like Highway Patrol, Department of Justice,  
12 DMV, et cetera, to see where there was State special  
13 funds already in statute that could not only legally  
14 fund POST, but have the additional revenues to cover our  
15 support.

16 From all of that, we worked with the Department of  
17 Finance and the Administration, with some proposals; and  
18 the Administration came back, and we were successful in  
19 getting at least \$13 million in General Funds.

20 What this does is it provides the Peace Officer  
21 Training Fund some relief. We've been assured that this  
22 is a permanent augmentation to POST, and that that  
23 \$13 million will cover the structural deficit that exists  
24 currently in our funding.

25 As many of you know, unlike other State departments

1 that are special-funded, we don't have the ability to  
2 unilaterally raise our fees to cover additional  
3 operational expenses; and so we have limited funds.

4 The Administration went ahead and submitted this  
5 to the Legislature. So we have four changes that in  
6 addition to the \$13 million:

7 We were successful in getting additional funding  
8 for mental-health training. And so this is going to be  
9 training 8,600 field training officers; and this is going  
10 to be reimbursements to the locals for the locals  
11 attending mental-health training.

12 We were successful in getting \$455,000 in  
13 Antiterrorism funds. And so this money will help produce  
14 videos; it will help develop some proactive training; it  
15 allows us research, develop a critical-thinking course;  
16 it will allow us to generate eight courses and pay for  
17 a project manager related to antiterrorism/Homeland  
18 Security efforts at POST.

19 Lastly, we received an additional \$420,000 for the  
20 salaries. So these are salary increases.

21 Commissioner Moir, this does not put a small dent  
22 into what you were talking about.

23 While our department, in the last four years -- the  
24 last four years -- at least two years, that I'm aware  
25 of -- has been working hard to provide differentials to

1 our law-enforcement consultant, it is a small dent when  
2 you look at other state departments. And historically,  
3 many of our consultants have been paid what some agencies  
4 pay their lieutenants. And if you look at what sergeants  
5 are being paid at other agencies and compare them to our  
6 consultants, it's very enlightening. And so I agree with  
7 you.

8 EXECUTIVE DIRECTOR STRESAK: A quick comment on  
9 this, the major changes.

10 So we do remain appreciative of the Administration  
11 for moving these forward; but I want to take a moment  
12 to commend Dave for the efforts he has expended in the  
13 last few months to pursue the Commission's direction to  
14 seek alternate sources of funding. And Dave's efforts  
15 were no less than exhaustive in his pursuit.

16 And we did pursue multiple paths, even to the point,  
17 I think we had mentioned to you, we requested that the  
18 Franchise Tax Board include a check box to voluntarily  
19 donate to peace-officer training.

20 And each one of those efforts was met with negative  
21 results. We weren't successful.

22 So given that, I'd like to kind of articulate a  
23 couple other things.

24 The \$770,000, directed for mental-health training,  
25 is a result of two Senate bills last year, SB 29 and



1 SB 11, that were unfunded training mandates. And so that  
2 will be directed to that purpose, for the most part.

3 And as you are aware, \$455,000 for antiterrorism  
4 training, in today's world, is not a lot of money to move  
5 forward, either.

6 But that aside, I guess my point is, I just wanted  
7 to emphasize that we did pursue, based on your direction,  
8 many alternate sources. And Dave continues to do so.

9 And I just can't emphasize enough, Dave, the asset  
10 you have been and the efforts you have made to try to  
11 solve this structural issue.

12 So, thank you so much.

13 MR. CORNEJO: Thank you for the kind words. Thank  
14 you very much.

15 COMMISSIONER MOIR: I'm reluctantly asking another  
16 question: So you referred to the LEC-lieutenant  
17 comparison. I believe I have read somewhere -- I'm not  
18 sure if it's in regulation or statute or personnel rule  
19 or other -- that that was the standard for salary with  
20 the LECs as one example. And I believe that the  
21 reasoning was that an LEC for POST is conducting  
22 business, and managing, and higher-order thinking  
23 commensurate with that of a CHP lieutenant.

24 I would like a report back on what is the difference  
25 in salary between our LECs -- state employees -- and our

1 CHP lieutenants -- state employees -- and so that we can  
2 have some reasoning about how far apart we are with very  
3 similar job classifications, in terms of the reasoning,  
4 the experience, the sophistication in thought; and then  
5 the scope of management between those two positions.

6 So what is a reasonable time for that report back?

7 EXECUTIVE DIRECTOR STRESAK: Commissioner, we can  
8 have that, at the very latest, at the next Commission  
9 meeting. That is not a challenging request.

10 COMMISSIONER MOIR: Thank you.

11 MR. CORNEJO: I'd like to add one note.

12 While it is very easy to provide numbers, reasoning  
13 and thought might be a little bit more difficult; because  
14 I agree with you -- I haven't looked at the numbers --  
15 it's sad to say that you're asking me to look, while I  
16 already know the -- if you look at a sergeant right now  
17 with CHP, it's much, much -- really close to the sergeant  
18 and not the lieutenant right now, and it used to be, yes,  
19 the lieutenant.

20 COMMISSIONER MOIR: So I'll remove anything about  
21 reasoning and just go for a basic number, I think it  
22 would help us get some understanding.

23 MR. CORNEJO: Yes.

24 COMMISSIONER MOIR: And then I'd also, in that same  
25 report, I'd like to know if there's a state policy for

1 compaction between classifications because I think that  
2 will give us another starting point for having a deeper  
3 conversation about compensation.

4 Thank you.

5 MR. CORNEJO: All right, moving on to the next  
6 slide, which represents position authority. So these  
7 are the authorized positions in the State of California.  
8 Obviously, the 352,000 includes more than just the  
9 regular, traditional State. That's if you include all  
10 of the UCs, the CSUs, et cetera. So while historically  
11 the number might have been closer to about 250, 240,  
12 whatever, 350,000 is truly what you find in the  
13 Governor's budget.

14 And again, we're back at 118 in the current year,  
15 having lost the five positions.

16 Okay, and then when you look at where we spend  
17 our dollars: So you'll notice that in the current year,  
18 2015-16, most of our money has been spent -- is being  
19 spent on training contracts. There is \$20 million right  
20 now in authority; there is \$19 million in support and  
21 \$18 million in local assistance. It will slightly go up.  
22 Historically, it has kind of gone back and forth. But  
23 the three numbers are really close together right now.

24 Moving forward, we'll get additional money for  
25 mental health and Homeland Security, so it's just

1 minor dollars for the budget year.

2 Okay, now, this is an interesting slide. So I want  
3 to note that this slide is entitled "POST Revenue." I  
4 did not entitle it "Peace Officer Training Fund" for a  
5 reason. So while our training fund -- Peace Officer  
6 Training Fund revenue has actually -- you can see that  
7 the revenue is going down, and the authority is going to  
8 \$58 million; but in the budget year, we are receiving  
9 \$13 million in General Funds. And I want to highlight  
10 the fact that that \$51 million that is shown as the  
11 original projection is overstated by probably  
12 \$11 million: Ten from the Amnesty Program, and maybe  
13 about a million dollars otherwise that we're not going  
14 to get in the current year, the way things are looking.

15 So I put on here \$51 million because that is still  
16 the projection for the Administration right now. And  
17 that is what's published in the Jan. 10. But the numbers  
18 do not reflect it right now when I go to the bank.

19 Okay, the next slide is our support budget based on  
20 our programs. And, again, the support budget, this is  
21 how much money comes out of what we call our "001 Fund,"  
22 everything outside of training contracts and  
23 reimbursements. So I want to highlight something.

24 On the bottom, it says "Standards," "Training," and  
25 then "Peace Officer Training." I want to clarify,

1 Program 30 is a program that is used to administer  
2 reimbursements to agencies. So it will look like, "Wow,  
3 we've only got \$155,000." Well, that's because the vast  
4 majority of the money in Program 30 is actually in 101.  
5 It's not in our support budget. It shows up as part of  
6 our reimbursement budget.

7 This is the amount that's charged in terms of  
8 indirect or overhead. It pays for the additional two  
9 people who process the reimbursements at POST.

10 And this right here, Program 30, also includes  
11 Homeland Security. So it looks like it's going up, and  
12 we're charging more money. It's not. It's the \$450,000  
13 budget-change proposal. That's why it's going back up  
14 to 610. And the reason it was 658 in the prior year is  
15 because we had some Homeland Security money in 2014-15.

16 All right, so when you look at the last ten years  
17 of where we have spent our money, you'll note that our  
18 personal-services budget has stayed the same, pretty  
19 much, from \$17.1 million, it's at \$19.5 million.

20 A lot of what's being spent there in personal  
21 services, the 12 -- I'm sorry, the total has stayed the  
22 same. The amount of personal services hasn't really  
23 changed: 11.5 to 12. And I can tell you, that increase  
24 in \$500,000, pretty much that's your Public Employees'  
25 Retirement contributions. The last couple of years,

1     what POST has to pay to CalPERS for retirement, the  
2     percentages have gone up. Just like in your local  
3     agencies, what you're contributing for your pension and  
4     all of the unfunded liabilities, that's where the money  
5     is going. It's not going to the employees. It's going  
6     to CalPERS.

7             I think I've overkilled the slide on "Positions."

8             So that concludes my presentation on the budget.

9             Item 6, are there any questions on the budget before  
10     I move on?

11            COMMISSIONER MOIR: No questions. But as the  
12     Executive Director said, I really commend you for your  
13     scrutiny and your ability to speak to us as intelligent  
14     non-specialists. You're definitely the specialist; and  
15     I appreciate how you describe things.

16            MR. CORNEJO: Thank you.

17            COMMISSIONER MOIR: Thank you. I'm well served with  
18     you being here.

19            MR. CORNEJO: Thank you. I'm humbled to serve here.

20            Item 7 is our contract report.

21            And so as directed -- I'm sorry, before we move to  
22     Item 7, I believe we require an approval.

23            COMMITTEE CHAIR KURYLOWICZ: Yes.

24            Okay, if the Commission concurs, the appropriate  
25     action would be a motion to approve Items 2 through 6,

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1 as described in this agenda.

2 Do we have a motion?

3 COMMISSIONER LEICHLITER: Motion. Leichliter.

4 COMMITTEE CHAIR KURYLOWICZ: A motion by Leichliter.  
5 Second?

6 COMMISSIONER HUTCHENS: Second. Hutchens.

7 COMMITTEE CHAIR KURYLOWICZ: Second by Hutchens.

8 Any discussion?

9 *(No response)*

10 COMMITTEE CHAIR KURYLOWICZ: Hearing none, all in  
11 favor?

12 Whoops, I'm sorry, roll call.

13 Is this a roll call?

14 MS. PAOLI: No.

15 COMMITTEE CHAIR KURYLOWICZ: Okay, all in favor?

16 *(A chorus of "ayes" was heard.)*

17 COMMITTEE CHAIR KURYLOWICZ: Any abstentions?

18 *(No response)*

19 COMMITTEE CHAIR KURYLOWICZ: Okay, the motion  
20 carries.

21 Okay, Dave. Take off on Number 7, please.

22 MR. CORNEJO: Okay, as directed by the Commission,  
23 POST reports out, in February, a request for approval  
24 of all the contracts exceeding \$175,000; and then in  
25 October of each year, we provide you detail on all of our

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1 contracts, including those under \$175,000.

2 So for this item, we are presenting 13 contracts  
3 for your approval.

4 Are there any questions on Item 7?

5 *(No response)*

6 MR. CORNEJO: I respectfully request approval of  
7 this item.

8 COMMITTEE CHAIR KURYLOWICZ: Okay, has everybody had  
9 a chance to go over Items 1 through 13?

10 *(No response)*

11 COMMITTEE CHAIR KURYLOWICZ: Are there any  
12 questions? Would anybody like to pull anything out on  
13 that?

14 *(No response)*

15 COMMITTEE CHAIR KURYLOWICZ: Hearing none, if the  
16 Committee concurs, the appropriate action would be a  
17 roll-call vote to submit approval of staff  
18 recommendations to the Commission to authorize the  
19 Executive Director to enter into recurring contracts  
20 as enumerated in this report.

21 Do I have a motion?

22 COMMISSIONER MOIR: Motion. Moir.

23 COMMITTEE CHAIR KURYLOWICZ: And a second?

24 COMMISSIONER LEICHLITER: I'll second. Leichliter.

25 COMMITTEE CHAIR KURYLOWICZ: Second by Leichliter.



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1 May we have a roll-call vote, please?

2 MS. PAOLI: Hutchens?

3 COMMISSIONER HUTCHENS: Yes.

4 MS. PAOLI: Kurylowicz?

5 COMMITTEE CHAIR KURYLOWICZ: Yes.

6 MS. PAOLI: Leichliter?

7 COMMISSIONER LEICHLITER: Yes.

8 MS. PAOLI: McDonnell?

9 *(No response)*

10 MS. PAOLI: Moir?

11 COMMISSIONER MOIR: Yes.

12 MS. PAOLI: Ramirez?

13 COMMISSIONER RAMIREZ: Yes.

14 COMMITTEE CHAIR KURYLOWICZ: Okay, do we have any  
15 old business?

16 *(No response)*

17 COMMITTEE CHAIR KURYLOWICZ: Seeing none, new  
18 business?

19 *(No response)*

20 COMMITTEE CHAIR KURYLOWICZ: Nothing more on the  
21 agenda?

22 COMMISSIONER MOIR: Actually, I do have one item.

23 COMMITTEE CHAIR KURYLOWICZ: Okay.

24 COMMISSIONER MOIR: With my retirement from  
25 California, I would recommend, Mr. Chair, that you

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1 identify a new vice chair. The conclusion of this  
2 meeting will be my final meeting serving California POST.

3 COMMITTEE CHAIR KURYLOWICZ: Well, congratulations.

4 COMMISSIONER MOIR: Just a point for you to  
5 consider.

6 COMMITTEE CHAIR KURYLOWICZ: Congratulations on your  
7 retirement. I appreciate that.

8 COMMISSIONER LEICHLITER: And somehow, I think I'm  
9 getting stuck with that, too. So Bob leaves when I  
10 become chair. You leave. I'm starting to take exception  
11 to this. I'm just letting you guys know that.

12 COMMITTEE CHAIR KURYLOWICZ: All right, so Laren  
13 doesn't get hurt, do we have any volunteers?

14 Sandra? Batine?

15 Was that a "yes," Ms. Ramirez?

16 COMMISSIONER RAMIREZ: Sure.

17 COMMITTEE CHAIR KURYLOWICZ: Okay, great. We have a  
18 new vice chair.

19 COMMISSIONER MOIR: Well done.

20 COMMISSIONER LEICHLITER: That was an affirmative.

21 COMMITTEE CHAIR KURYLOWICZ: We have a new  
22 vice chair.

23 Thank you for stepping up.

24 *(Applause)*

25 EXECUTIVE DIRECTOR STRESAK: Dripping with

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1 enthusiasm.

2 COMMITTEE CHAIR KURYLOWICZ: Exactly.

3 And like it's been said before, David, we really  
4 appreciate you going in depth on these proposals and  
5 review, and keeping it at an easy-to-understand level  
6 for us that don't do this all the time. And it's always  
7 a pleasure to have you come out and meet with me and get  
8 through this. So I appreciate that.

9 MR. CORNEJO: Thank you, Mr. Chair.

10 COMMITTEE CHAIR KURYLOWICZ: Any other comments?

11 EXECUTIVE DIRECTOR STRESAK: I have one comment,  
12 Mr. Chair.

13 I would like to commend you on your rebound. It's  
14 good to see that you're on the mend, and you're back  
15 here.

16 COMMITTEE CHAIR KURYLOWICZ: Thank you.

17 EXECUTIVE DIRECTOR STRESAK: And it's a pleasure to  
18 have you back here by our side. Thank you.

19 COMMITTEE CHAIR KURYLOWICZ: Thanks.

20 *(Applause)*

21 COMMITTEE CHAIR KURYLOWICZ: I appreciate that.

22 Thank you.

23 With nothing further, this meeting is adjourned.

24 COMMISSIONER MOIR: Well done, Mr. Chair.

25 *(Gavel sounded.)*

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**REPORTER'S CERTIFICATE**

I hereby certify:

That the foregoing proceedings were duly reported by me at the time and place herein specified; and

That the proceedings were reported by me, a duly certified shorthand reporter and a disinterested person, and was thereafter transcribed into typewriting.

In witness whereof, I have hereunto set my hand on March 10<sup>th</sup>, 2016.

---

Daniel P. Feldhaus  
California CSR #6949  
Registered Diplomat Reporter  
Certified Realtime Reporter